IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FAMILY COURT APPEAL NO.10 OF 2005

K.Venkatramana Bhat & Anr. .. Appellants.

Versus

Govind Krishna Koppal & Anr. .. Respondents.

Mr.H.N.Mirashi for the appellants.
Mr.P.N.Karlekar for the respondents.

CORAM : S.B.MHASE &
D.B.BHOSALE, JJ.

DATE : JANUARY 31, 2005.

P.C.

1. Heard.

2. This appeal is directed against the order passed in Petition No.D-58/2001 by the IIIrd Family Court, Bandra, Mumbai on 31st May, 2004. By the said order the family court have dismissed the petition filed by the appellants seeking custody of the minor - Nikita. The appellants are grand parents of Nikita from the maternal side while the respondents are grand parents of Nikita from her father’s side. Both the father and mother have expired. Under these circumstances the litigation is for custody of the minor child. However, when

this matter was pending for admission the parties have settled the matter. The parties have tendered the consent terms duly signed by the advocates and the parties. The parties are present in the court and they have been identified by the respective counsel. The consent terms are taken on record and marked "X" for identification. Both the parties have stated that they have gone through the consent terms and they have understood the same and thereafter they have signed. We find that the consent terms have been arrived at by the parties voluntarily and, therefore, we accept the consent terms. Therefore, this family court appeal is disposed of in terms of the consent terms. The decree be accordingly drawn.

3. An authenticated copy of this order may be made available to the parties. For execution of this order, a copy of this order may be sent to the family court within a period of two weeks from today. Certified copy expedited.

(D.B.BHOSALE, J.) **(S.B.MHASE, J.)**

:hcs/sbm/